

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 9, 1997
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:10 p.m. Council Member Mathis said that each year the Town Council of Penasquitos recognizes one student from each school in their community for outstanding service to the community. Council Member Mathis welcomed those students and their parents and congratulated them.

Bill Watkins, President of the San Diego Chapter of the Vietnam Veterans of America, presented a POW and MIA flag to the City which Mayor Golding said would be flown in Council Chambers until the time when all of the missing soldiers have come home.

Mayor Golding adjourned the meeting at 7:27 p.m. into Closed Session on Tuesday, June 10, 1997, at 9:00 a.m. in the twelfth floor conference room to discuss existing and anticipated litigation and conference with Real Property Negotiator.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present
- Clerk-Fishkin (ms)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Fishkin called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-not present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Rabbi Goldstein of Chabad Poway.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Deputy Mayor Warden.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell regarding the return of the bible and prayer to schools.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A044-064.)

ITEM-PC-2:

Comment by Lisa Kelly regarding the librarians at North
Clairemont Branch Library.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A069-101.)

ITEM-PC-3:

Comment by Abdur Rahim Hameed regarding a draft resolution
by the construction industry coalition.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A104-145.)

ITEM-PC-4:

Comment by Mel Shapiro regarding HUD rent subsidy money and
problems with the San Diego Housing Commission.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A147-168.)

ITEM-PC-5:

Comment by Gary Marchinke regarding discrimination and equal
rights for the poor.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A170-195.)

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Kehoe said that a new trail system in Florida
Canyon in Balboa Park was dedicated on Saturday. There are
several miles of new open trails in the middle of Florida
Canyon.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A197-203.)

ITEM-CC-2:

Council Member McCarty said a new wheelchair accessible trail along the old Mission Dam at Mission Trails Park was dedicated on Saturday. There will also be a program for visually impaired so they can experience the old Mission Dam.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A229-248.)

ITEM-CC-3:

Council Member Stevens said Chollas Lake celebrated its 50th Anniversary last Saturday along with the community fair. This is the only inner city lake in the City of San Diego.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A250-259.)

ITEM-CC-4:

Mayor Golding said she met this morning with Mayor Osuna of Tijuana about the shooting of border patrol officers. Mexico is being very cooperative to make sure this does not happen again and she is very pleased with the response of Mayor Osuna. There have been a number of increased security measures taken on both sides of the border. A joint meeting on safety will be held later this year.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A260-285.)

ITEM-30:

SUBJECT: Diegueno Junior High School's Science Classes Day.

COUNCILMEMBER MATHIS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1331) ADOPTED AS RESOLUTION R-288755

Thanking the students, faculty, and parents of Diegueno Junior High School for their commitment to the restoration and preservation of San Diego's precious natural resources, and for the example that they have set for all the residents of the region;

Proclaiming Monday, June 9, 1997 to be "Diegueno Junior High School's Science Classes Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A343-401, B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31:

SUBJECT: Celebrating 50 Years of Folk Dancing in Balboa Park.

COUNCILMEMBER STALLINGS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1154) ADOPTED AS RESOLUTION R-288756

Acknowledging the contributions over the last 50 years
made by recreational folk dancers to the richness of
San Diego's diverse cultural life.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A402-458, B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32:

SUBJECT: National Home-Ownership Week.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1069) ADOPTED AS RESOLUTION R-288757

Recognizing the importance of home-ownership towards
stabilizing neighborhoods in the City of San Diego;
Proclaiming the week of June 7 through 14, 1997 to be
"National Home-Ownership Week" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A463-526, B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-33:

SUBJECT: National NeighborWorks Week.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1211) ADOPTED AS RESOLUTION R-288758

Recognizing the importance of economic revitalization
and stabilizing neighborhoods in the City of San Diego;

Proclaiming the week of June 7-14, 1997 to be "National
NeighborWorks Week" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A528-589, B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-50:

SUBJECT: Lease and Joint use Agreement with the San Diego Unified School District for Challenger Middle School/Winterwood Lane Community Park Site.

(Mira Mesa Community Area. District-5.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/27/97. (Council voted 7-1. Councilmember Stevens voted nay. Mayor Golding not present):

(O-97-111) ADOPTED AS ORDINANCE O-18410 (New Series)

Authorizing the City Manager to execute a 25 year lease agreement with the San Diego Unified School District for the construction, operation, maintenance and lease of a turfed field and recreation facilities at the Challenger Middle School/Winterwood Lane Community Park Site.

FILE LOCATION: LEAS-San Diego Unified School District
for Challenger Middle School/Winterwood
Lane Community Park Site LEAS FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-51:

SUBJECT: Lease and Joint-Use Agreement with the San Diego Unified School District for Ocean Beach Elementary School Joint-Use Turf Field.

(Ocean Beach Community Area. District-2.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/27/97. (Council voted 7-1. Councilmember Stevens voted nay. Mayor Golding not present):

(O-97-110) ADOPTED AS ORDINANCE O-18411 (New Series)

Authorizing the City Manager to execute a 25-year lease agreement with the San Diego Unified School District for the construction, operation, maintenance and lease of a turfed field and recreation facilities at Ocean Beach Elementary School.

FILE LOCATION: LEAS-San Diego Unified School District
for Ocean Beach Elementary School
Joint-Use Turf Field LEAS FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-52:

SUBJECT: Lease and Joint-Use Agreement with the San Diego Unified School District for Garfield Elementary School Annex and North Park Community Park Site.

(Mid-City Community Area. District-3.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/27/97. (Council voted 7-1. Councilmember Stevens voted nay. Mayor Golding not present):

(O-97-109) ADOPTED AS ORDINANCE O-18412 (New Series)

Authorizing the City Manager to execute a 25-year lease agreement with the San Diego Unified School District for the construction, operation, maintenance and lease of a turfed field and recreational facility at Garfield Elementary School Annex and North Park Community Park.

FILE LOCATION: LEAS-San Diego Unified School District
for Garfield Elementary School Annex and
North Park Community Park Site LEAS
FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO DISPENSE WITH THE READING AND

ADOPT THE ORDINANCE. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-53:

SUBJECT: Lease and Joint Use Agreement with the San Diego Unified School District for the Rosa Parks Elementary School and City Heights Community Park Site.

(Mid-City Community Area. District-3.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 5/27/97. (Council voted 7-1. Councilmember Stevens voted nay. Mayor Golding not present):

(O-97-107) ADOPTED AS ORDINANCE O-18413 (New Series)

Authorizing a 25-year lease agreement with the San Diego Unified School District for the construction, operation, maintenance and lease of a turfed field and recreation facilities at Rosa Parks Elementary School and City Heights Community Park Site.

FILE LOCATION: LEAS-San Diego Unified School District
for the Rosa Parks Elementary School and
City Heights Community Park Site
LEAS FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-100:

SUBJECT: Transition Plan for the City's Compliance with the Americans with Disabilities Act (ADA).

(See City Manager Report CMR-97-78.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-97-1070) ADOPTED AS RESOLUTION R-288759

Approving the Americans with Disabilities Act (ADA)
Transition Plan (Draft), for the City's compliance with
the Americans with Disabilities Act.

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:

On 4/30/97, the PS&NS Committee voted 5-0 (Councilmembers Wear, Stevens, Warden, Stallings and Councilmember McCarty voted yea) to: A) Provide the Committee with an itemized financial analysis of how funds from the fines collected for parking the Disabled Zone have been used; B) Provide a list of all curb cuts and barrier removals funded out of the Citywide Community Development Block Grants (CDBG) allocation; C) Have staff provide for pedestrian ramps (curb cuts) in the 7200 block of El Cajon Boulevard and Zion Street (near Kaiser Permanente); D) Support Mayor Golding's proposal to change legislation whereby CDBG funds can be used, regardless of the low to moderate income requirements of the Department of Housing and Urban Development, to retrofit tot lots and playgrounds; and, E) Look into dedicating funds to the Disabled Parking Enforcement Team and Retired Senior Volunteer Patrol (RSVP) for the increased writing of disabled parking citations and to help fund the ADA Transition Plan.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B112-187.)

MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101:

SUBJECT: Inviting Bids for the Construction of Sidewalk and
 Curb/Gutter Replacement City Wide - "C-14" - Phase 1,
 Phase 2, and Phase 3.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1231) ADOPTED AS RESOLUTION R-288760

Inviting bids for the Sidewalk and Curb/Gutter Replacement City Wide - "C-14" - Phase 1, and Sidewalk and Curb/Gutter Replacement City Wide - "C-14" - Phase 2, Sidewalk and Curb/Gutter Replacement City Wide - "C-14" - Phase 3;

Authorizing a contract with the lowest responsible bidder;

Authorizing the expenditure of not to exceed \$650,000 from Gas Tax Fund 302191;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K97088C, K97089C, K97090C)

CITY MANAGER SUPPORTING INFORMATION:

This action will provide for the replacement of sidewalk and curbs in all Council Districts. Specific sidewalk and curb replacement locations are selected from the Street Division's current backlog which consists of approximately 1,121 locations. It is projected that 600 locations can be completed by this contract. Approximately 80% of the projected contract locations are sites which involve sidewalk repairs following tree removals.

This contract will allow the Street Division to reduce its concrete backlog and support the division's implementation of the new Operating Plan for Street Tree Removals which was discussed in the City Manager's Report CMR-96-58 and will be fully implemented in August of 1997. The Street Division will be breaking up this project into 3 phases in an effort to attract competitive bids from smaller more diverse Contractor/Vendors. The first two phases will be advertised and run concurrently with the third phase to follow approximately 30 days later.

Aud. Cert. 9701120.

FILE LOCATION: CONT-Sidewalk and Curb/Gutter Replacement City Wide - "C-14" - Phase 1, Phase 2, and Phase 3 FY97
CONT - Har Construction (Phase III) and Fox Construction (Phase I & II)
CONFY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102:

SUBJECT: Two actions related to Improvement of El Capitan Boat
Facilities.

CITY MANAGER'S RECOMMENDATION:
Adopt the following resolutions:

Subitem-A: (R-97-1232) ADOPTED AS RESOLUTION R-288761

Inviting bids for Improvement of El Capitan Boat
Facilities on Work Order No. 181231;

Authorizing the execution of a contract with the lowest
responsible bidder, provided that the City Auditor
first furnishes a certificate demonstrating that the
funds necessary for the expenditure are, or will be on
deposit in the City Treasury;

Authorizing the City Auditor and Comptroller to
transfer \$344,402 within Water Revenue Fund 41500, from
CIP-73-330.0, Mission Valley Aquiculture Facility
Demolition, to CIP-73-318.0, El Capitan Reservoir
Boating Facilities - Phase II;

Authorizing the expenditure of not to exceed \$880,600
from Water Revenue Fund 41500, CIP-73-318.0, El Capitan
Reservoir Boating Facilities - Phase II;

Authorizing the expenditure of not to exceed \$37,930
from Water Revenue Fund 41500, CIP-73-331.0, Annual
Allocation - CIP Contingencies, provided that the City
Auditor first furnish a certificate demonstrating that
the funds necessary for the expenditure are, or will be
on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice
from the administering department, to transfer excess
budgeted funds, if any, to the appropriate reserves;

Authorizing the execution of a third amendment to the

agreement with the State Department of Boating and Waterways for the Barrett Lake Boat Launching Facility. (BID-K97214C)

Subitem-B: (R-97-1233) ADOPTED AS RESOLUTION R-288762

Certifying that the information contained in Mitigated Negative Declaration LDR-96-0115, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, that the declaration reflects the independent judgement of the City of San Diego as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by the Council;

Adopting the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required in order to mitigate or avoid significant effects on the environment.

CITY MANAGER SUPPORTING INFORMATION:

The limited boating facilities at El Capitan Reservoir have deteriorated significantly, since their original construction in the late 1940's. Pavement has broken from the roadways, slopes have eroded, utilities have become outdated. In 1987, some improvements were made to the facilities by the construction of a boat ramp and parking area usable only during the lower water levels. However, there has never been adequate boating facilities for use during the high water levels nor a modern restroom at the lake. Since the periods of high water levels experience the peak usage, public access to the lake has been severely impeded during these times. In 1982, the City entered into a grant agreement with the State Department of Boating and Waterways for the construction of boating facilities at Barrett Reservoir. In 1994, due to problems encountered with the original project at the lake, the Council approved (RR-283709) Amendment No. 1 to transfer these grant funds to new projects at Sutherland and El Capitan Reservoirs. However, due to heavy rainfall in 1994-95, the water level at these reservoirs substantially increased and delayed the construction of both projects. Therefore, City staff requested an extension of the required completion date for the projects and the State issued Amendments Nos. 2 (C-06422) & 3. The water level has since reduced to a level low enough to permit the work. The project at Sutherland Reservoir was covered under a separate action (RR-287253) and is currently under construction.

This project will provide an eight-stall modern restroom, a

concrete boat ramp usable during high water levels, expanded parking areas, widened roadways, sidewalks, upgraded utilities, landscaping irrigation, and other facilities required to provide adequate service for the anticipated usage of the lake's recreational facilities during higher water levels.

Aud. Cert. 9700939.

WWF-CSD-97-274.

FILE LOCATION: W.O. 181231 CONT - Nottson Construction
CONT FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-103:

SUBJECT: Street Name Change - Stadium Way to Qualcomm Way.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1150) ADOPTED AS RESOLUTION R-288763

Changing the street name of Stadium Way to Qualcomm
Way.

CITY MANAGER SUPPORTING INFORMATION:

On April 7, 1997, the City Council approved an agreement with Qualcomm, Incorporated that provided for the renaming of Jack Murphy Stadium to Qualcomm Stadium. One of the provisions of this agreement required the City Council pursuant to "the Municipal Code and governing rules and regulations... [to] rename Stadium Way to Qualcomm Way." Stadium Way is an existing street beginning at the freeway (Interstate 8) and ending at Friars Road. Qualcomm Way will remain a public street and will continue to be maintained by the City. All costs of new street signs and their installation will be paid for by Qualcomm, including reimbursing CalTrans for new signs on the freeway. Estimates

have been requested. Only one parcel is currently addressed off of Stadium Way. A total of seven parcels front on Stadium Way but are addressed off of other streets. The owners have been notified of this proposed name change.

FILE LOCATION: DEED F-6997 DEED FY97-1

COUNCIL ACTION: (Tape location: H368-421.)

MOTION BY MATHIS TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104:

SUBJECT: State-Local Transportation Partnership Program SB-300,
(Formerly SB-140), Applications to CalTrans.
(City-Wide.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1253) ADOPTED AS RESOLUTION R-288764

Authorizing the City Manager to submit applications and claims to CalTrans for State-Local Partnership Program SB-300, (formerly SB-140) funding for the following projects:

1. Traffic signals at the following intersections:

28th Street and Island Avenue;
25th Street/27th Street and Iris Avenue;
Beyer Boulevard and East Beyer Boulevard/Otay Mesa Road;
Clairemont Mesa Boulevard and Longford Street;
Alsacia Street and Woodman Street;
Mission Boulevard and Reed Avenue;
Genesee Avenue and Richland Street;
Activity Road and Black Mountain Road;
Duke Street and Midway Drive; and
Hollister Street and Iris Avenue

2. The following street projects:

43rd Street Widening - Gamma Street to Nordica

Avenue (CIP-52-534.0);
43rd Street Widening - Newton Avenue to Gamma
Street (CIP-52-534.0);
El Camino Real Widening - Via de la Valle to Half
Mile Drive (CIP-52-479.0); and
Sports Arena Boulevard Improvements (CIP-52-503.0)

CITY MANAGER SUPPORTING INFORMATION:

Senate Bill 300 (formerly SB-140) provides up to \$300,000,000 annually to fund a State-Local Transportation Partnership Program, which provides State funding for a portion of the construction costs for eligible locally funded projects. Typically, the State funding is 10-30 percent of construction costs and depends on the number of projects submitted Statewide. Cycle nine of the program includes projects which are anticipated to award construction contracts between July 1, 1997 and June 30, 1999. This action authorizes the City Manager to submit applications for Cycle Nine of this program and accept funds from the State for the traffic signals at the following intersections:

28th Street and Island Avenue;
25th Street/27th Street and Iris Avenue;
Beyer Boulevard and East Beyer Boulevard/Otay Mesa Road;
Clairemont Mesa Boulevard and Longford Street;
Alsacia Street and Woodman Street;
Mission Boulevard and Reed Avenue;
Genesee Avenue and Richland Street;
Activity Road and Black Mountain Road;
Duke Street and Midway Drive; and
Hollister Street and Iris Avenue;

and the following street projects:

43rd Street Widening - Gamma Street to Nordica Avenue
(CIP-52-534.0);
43rd Street Widening - Newton Avenue to Gamma Street
(CIP-52-534.0);
El Camino Real Widening - Via de la Valle to Half Mile Drive
(CIP-52-479.0); and
Sports Arena Boulevard Improvements (CIP-52-503.0).

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105:

SUBJECT: Reimbursement of Funds for the Underground Storage Tank Program.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1251) ADOPTED AS RESOLUTION R-288765

Authorizing the City Manager or designated representative to prepare an application to the State Water Resources Control Board/Cal EPA, requesting reimbursement of funds for expenditures in the Underground Storage Tank (UST) Program, as provided for in the Barry Keene UST Cleanup Fund Act of 1989;

Authorizing the City Manager or designated representative to accept and expend reimbursement funds;

Authorizing the Auditor and Comptroller to establish a separate interest bearing account;

Authorizing the Auditor and Comptroller and City Manager to amend the FY97 CIP budget by increasing CIP-33-084.0, Underground Storage Tank Management Program, in the amount of \$850,000.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego's Underground Storage Tank (UST) Program was established in 1989 to address the Federal and State mandates for removal, replacement and remediation of all existing underground storage tanks containing hazardous substances or motor vehicle fuel. The Barry Keene UST Cleanup Fund Act of 1989 (SB 299) was established and later modified by SB 2004 in 1990.

This Act provides for the reimbursement of funds to public agencies for costs incurred for the site assessment and mitigation of leaking underground storage tanks at impacted sites. The UST Cleanup Fund is administered by the State Water Resources Control Board (SWRCB). The Environmental Services Department, Refuse Disposal Division, has submitted the appropriate documentation and received two checks totaling \$342,755 of reimbursement funds for the cost of work incurred during the site assessment and remediation of contaminated soil

at the Police Department's Western Division substation. These reimbursement funds will be used for the tank removal and replacement of underground storage tanks at the Western Division Substation which is currently an unfunded project. Additional documentation and requests for reimbursement of funds for further remediation efforts at this site will be submitted to the SWRCB. The total amount of funds requested for reimbursement, including those already received, are estimated to be approximately \$850,000. This action will allow for the receipt and expenditure of these funds.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-106:

SUBJECT: Agreement with the Boys and Girls Club of San Diego for
Renovation of the Encanto Branch.

(Encanto Neighborhood. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1185) ADOPTED AS RESOLUTION R-288766

Authorizing the execution of an agreement with Boys and
Girls Club of San Diego, for the interior renovation of
its Encanto Branch located at 6785 Imperial Avenue;

Authorizing the expenditure of an amount not to exceed
\$40,000 from CDBG Fund No. 18532, Dept. No. 4112, Org.
No. 1203, J.O. No. 112657.

CITY MANAGER SUPPORTING INFORMATION:

The Boys & Girls Club of San Diego is a non-profit organization
which provides vocational guidance, supplemental education,
counseling, cultural enrichment, health and physical education
and social recreation for San Diego's youth. The Club has four
branches: Logan Heights, Linda Vista, Clairemont and Encanto.

The Club is proposing to remodel the building interior for its Encanto Branch, which has been established in an old supermarket building since 1973. Renovation shall include construction of interior walls to create a teen activity room of approximately 1,800 square feet, installation of interior doors and relocation of lights and wall switches to accommodate the teen activity room.

On April 23, 1996, the City Council adopted Resolution R-287238 granting \$40,000 of Fiscal Year 1997 CDBG Funds for the Boys & Girls Club of San Diego. Council action is requested to allow the \$40,000 to be used for the interior renovation of the Encanto Branch facility.

Aud. Cert. 9701076.

FILE LOCATION: MEET CONT FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107:

SUBJECT: Agreement with the Children's Museum of San Diego, for
the Basement Renovation of its Existing Facility.

(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1246) ADOPTED AS RESOLUTION R-288767

Authorizing an agreement with the Children's Museum of San Diego, for the master plan study and design of the basement renovation of its existing facility located at 200 West Island Avenue, San Diego, Ca 92101;

Authorizing the expenditure of not to exceed \$45,000 from CDBG Fund No. 18532, Dept. 4112, Org. 1206, JO No. 112658.

CITY MANAGER SUPPORTING INFORMATION:

The Children's Museum of San Diego is a non-profit organization which has a major function of providing educational and recreational programs for the children of the entire San Diego/Tijuana region. The Museum was formed in 1981 and, in August 1983 opened its doors in La Jolla Village Square. In 1993, the Museum moved to downtown San Diego after its leased facility in La Jolla had been sold. The warehouse, located at 200 West Island Avenue, has become a permanent home for the Children's Museum of San Diego.

On April 23, 1996, the City Council adopted Resolution R-287238 granting \$45,000 of Fiscal Year 1997 CDBG Funds for the Children's Museum of San Diego. Council action is requested to allow the \$45,000 to be used for the Master Plan Study of the entire property bounded by Market, Union, Front and Island Streets and the design of the renovation to the basement.

Aud. Cert. 9701119.

FILE LOCATION: MEET CCONT FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-108: TRAILED TO TUESDAY, JUNE 10, 1997

SUBJECT: Amendments and Extensions to City Police Towing
Contracts.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:
(R-97-1348)

Authorizing the City Manager to extend five police
towing services contracts which were effective January
1, 1995, for an additional five years;

Authorizing the City Manager to enter into amendments
to each of the contracts, together with any reasonably
necessary modifications or amendments which do not
further increase the project scope or costs;

The five companies and their respective tow districts

are:

1. San Diego Police Tow Operators - (Tow Districts 3, 8 & 9)
2. Allied Gardens Towing - (Tow Districts 4 & 7)
3. C & D Towing - (Tow Districts 5 & 6)
4. Anytime Towing - (Tow District 1)
5. Star Towing - (Tow District 2)

CITY MANAGER SUPPORTING INFORMATION:

This matter is related to the settlement of the case San Diego Police Tow Operators, Inc., et al. v. City of San Diego, et al, San Diego Superior Court Case No. 681578. The resolution will authorize the City Manager, pursuant to the original contract provisions, to exercise the options to extend and make amendments to five City police towing contracts. The companies awarded the contracts, and their respective tow (Council) districts are:

1. San Diego Police Tow Operators - (Tow Districts 3, 8 & 9)
2. Allied Gardens Towing - (Tow Districts 4 & 7)
3. C & D Towing - (Tow Districts 5 & 6)
4. Anytime Towing - (Tow District 1)
5. Star Towing - (Tow District 2)

The Settlement Agreement calls for the City to consider taking the following actions on the towing contracts:

Exercise the options provided in the contract to extend the contracts for an additional five years. (The Police Department is satisfied with the existing contractors' performance and recommends the extensions.)

Agree to waive the 5 percent re-opener clause. (This clause allowed the City a one-time option to increase the referral fees by up to 5 percent after the second contract year in order to adjust for inadequate initial estimates of cost recovery.)

Agree to reduce the fee for private tow requests to \$5.00 per call. (It was agreed that the \$5.00 fee was an amount not likely to deter the acceptance of the tow contractor referred to the call, and would increase the number of actual referral fees collected on behalf of the City.)

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B011-111.)

Trailed to Tuesday, June 10, 1997, as requested by the City Attorney.

* ITEM-109:

SUBJECT: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

(See City Manager Update. San Ysidro and Tijuana River Valley Community Areas. District-8.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1181) ADOPTED AS RESOLUTION R-288768

Declaring a continued State of Emergency regarding the discharge of raw sewage from Tijuana, Mexico.

FILE LOCATION: GEN'L-State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110:

SUBJECT: Soroptimist International of La Jolla Day.

COUNCILMEMBER MATHIS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1351) ADOPTED AS RESOLUTION R-288769

Proclaiming June 14, 1997 as "Soroptimist International

of La Jolla Day" in San Diego as a commemoration of the 50 years of unsurpassed service by the organization's members.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-111:

SUBJECT: Robert Egger, Sr.-South Bay Community Park and Recreation Center.

COUNCILMEMBER WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1347) ADOPTED AS RESOLUTION R-288770

Declaring that on June 13, 1997, South Bay Community Park and Recreation Center is officially renamed the Robert Egger, Sr.-South Bay Community Park and Recreation Center.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112:

SUBJECT: Mr. Claybourne "Clay" Johnson Day.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1228) ADOPTED AS RESOLUTION R-288771

Commending Mr. Claybourne "Clay" Johnson for his strong leadership and many years of community contributions;

Proclaiming June 21, 1997 to be "Mr. Claybourne "Clay" Johnson Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113:

SUBJECT: 75th Diamond Anniversary of Bethel Baptist Church Day.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1249) ADOPTED AS RESOLUTION R-288772

Commending Dr. John Ringgold for nearly twenty years of unselfish ministry, dedication, devotion to Bethel Baptist Church, and congratulating the members of Bethel Baptist Church on their Diamond Anniversary;

Proclaiming June 21, 1997 to be "75th Diamond Anniversary of Bethel Baptist Church Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114:

SUBJECT: Trudy Armstrong Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1250) ADOPTED AS RESOLUTION R-288773

Recognizing Trudy Armstrong and commending her for the leadership, dedication and service she has so graciously given to the people of San Diego and to the Rancho Bernardo Chamber of Commerce;

Proclaiming Saturday, June 21, 1997 to be "Trudy Armstrong Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-115:

SUBJECT: Jim Abbott Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1212) ADOPTED AS RESOLUTION R-288774

Recognizing and commending Jim Abbott for his commitment to the education of children, and his pending retirement from Poway Unified School District;

Proclaiming Thursday, June 19, 1997 to be "Jim Abbott Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea,

Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-116:

SUBJECT: Philippine Independence Week.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1330) ADOPTED AS RESOLUTION R-288775

Proclaiming the week of June 9 through 14, 1997 to be
"Philippine Independence Week" in San Diego, in
celebration of the 99th Anniversary of Philippine
Independence.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200:

SUBJECT: Two actions related to Year End Budget Adjustments.

CITY MANAGER'S RECOMMENDATION:

Adopt the resolution in Subitem A; and hold the first public
hearing of the ordinance in Subitem B:

Subitem-A: (R-97-1333) TRAILED TO TUESDAY, JUNE 10, 1997

Authorizing year end budget adjustments.

Subitem-B: (O-97-113) HEARING HELD

First public hearing of an Ordinance amending Ordinance
No. O-18328 (New Series), entitled "An Ordinance
Adopting the Annual Budget for the Fiscal Year 1996-97
and Appropriating the Necessary Money to Operate the

City of San Diego for Said Fiscal Year."

NOTE: See Item 334 on the docket of Tuesday, June 10, 1997, for the introduction and adoption of the Ordinance.

FILE LOCATION: SUBITEMS A AND B: NONE

COUNCIL ACTION: (Tape location: B187-D060.)

Hearing held for Subitem B, Subitem A trailed to Tuesday, June 10, 1997 as requested by Mayor Golding.

ITEM-201:

SUBJECT: First Amendment to the Agreement with Quigley SMWM TS&A Collaborative for the New Main Library.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1256) ADOPTED AS AMENDED AS RESOLUTION R-288776

Authorizing a first amendment to the agreement with Quigley SMWM TS&A Collaborative;

Authorizing the expenditure of not to exceed \$585,000 for the purposes of providing funds for the First Amendment;

Authorizing the City Manager to negotiate, and return to the City Council with, an Architectural and Engineering Agreement with the Architect for the balance of the design services necessary for the construction of the proposed new Main Library project;

Directing the City Manager to develop a financing plan for the proposed new Main Library project which is to be brought to the City Council at the same time as the Architectural and Engineering Agreement.

Aud. Cert. 9701165.

FILE LOCATION: MEET CCONT FY97-1

COUNCIL ACTION: (Tape location: D060-F186.)

MOTION BY WEAR TO ADOPT WITH AN AMENDMENT BY COUNCIL MEMBER MATHIS TO NOTE THAT THE EXPANSION OVER TO THE ADJACENT PROPERTY BE THE SENSE OF THE COUNCIL AT THIS POINT. Second

by Vargas. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: Two actions related to the Adams Avenue Landscape Maintenance District.

(Normal Heights/Kensington Community Areas.
District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1327 Cor. Copy) ADOPTED AS RESOLUTION
R-288777

Resolution of Intention to levy and collect assessments
on the Adams Avenue Landscape Maintenance District.

Subitem-B: (R-97-1328) ADOPTED AS RESOLUTION R-288778

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public hearing which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-377

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE

IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-203:

SUBJECT: Two actions related to the Bay Terraces Landscape Maintenance District.

(Skyline/Paradise Hills Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1278 Cor. Copy) ADOPTED AS RESOLUTION
R-288779

Resolution of Intention to levy and collect assessments
on the Bay Terraces Landscape Maintenance District.

Subitem-B: (R-97-1279) ADOPTED AS RESOLUTION R-288780

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public hearing which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-407

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-204:

SUBJECT: Two actions related to the Calle Cristobal Landscape Maintenance District.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1297) ADOPTED AS RESOLUTION R-288781

Resolution of Intention to levy and collect assessments
on the Calle Cristobal Landscape Maintenance District.

Subitem-B: (R-97-1298) ADOPTED AS RESOLUTION R-288782

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and the public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-405

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea,

Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-205:

SUBJECT: Two actions related to the Campus Point Landscape
Maintenance District.

(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1290) ADOPTED AS RESOLUTION R-288783

Resolution of Intention to levy and collect assessments
on the Campus Point Landscape Maintenance District.

Subitem-B: (R-97-1291) ADOPTED AS RESOLUTION R-288784

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public hearing
which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-392

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE
ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP
THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE
IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO
IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-206:

SUBJECT: Two actions related to the Carmel Valley Landscape Maintenance District.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1263) ADOPTED AS RESOLUTION R-288785

Resolution of Intention to levy and collect assessments on the Carmel Valley Landscape Maintenance District.

Subitem-B: (R-97-1264) ADOPTED AS RESOLUTION R-288786

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public hearing which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-393

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-207:

SUBJECT: Two actions related to the Carmel Mountain Ranch Landscape Maintenance District.

(Carmel Mountain Ranch Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1266 Cor. Copy) ADOPTED AS RESOLUTION
R-288787

Resolution of Intention to levy and collect assessments

on the Carmel Mountain Ranch Landscape Maintenance District.

Subitem-B: (R-97-1267) ADOPTED AS RESOLUTION R-288788

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and the public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-379

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-208:

SUBJECT: Two actions related to the Downtown Maintenance
Assessment District.

(Centre City Community Area. Districts-2,3 and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1379) ADOPTED AS RESOLUTION R-288789

Resolution of Intention to levy and collect assessments
on the Downtown Maintenance Assessment District.

Subitem-B: (R-97-1380) ADOPTED AS RESOLUTION R-288790

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This
information will be printed in full on the docket for the
public meeting which should be scheduled for July 14, 1997
and the public hearing which should be scheduled for July
28, 1997.

FILE LOCATION: STRT-M-386

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE
ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP
THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE
IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO
IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-209:

SUBJECT: Two actions related to the Eastgate Technology Park Landscape Maintenance District.

(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1284 Cor. Copy) ADOPTED AS RESOLUTION
R-288791

Resolution of Intention to levy and collect assessments
on the Eastgate Technology Park Landscape Maintenance
District.

Subitem-B: (R-97-1285) ADOPTED AS RESOLUTION R-288792

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public hearing which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-395

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-210:

SUBJECT: Two actions related to the First San Diego River Improvement Project Landscape Maintenance District.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1272 Cor. Copy) ADOPTED AS RESOLUTION
R-288793

Resolution of Intention to levy and collect assessments
on the First San Diego River Improvement Project
Landscape Maintenance District.

Subitem-B: (R-97-1273) ADOPTED AS RESOLUTION R-288794

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public hearing which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-381

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-211:

SUBJECT: Two actions related to the Gateway Center East
Landscape Maintenance District.

(Gateway Center East Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1306) ADOPTED AS RESOLUTION R-288795

Resolution of Intention to levy and collect assessments
on the Gateway Center East Landscape Maintenance
District.

Subitem-B: (R-97-1307) ADOPTED AS RESOLUTION R-288796

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public meeting
which should be scheduled for July 14, 1997 and public hearing
which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-352

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE
ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP
THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE
IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO
IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-212:

SUBJECT: Two actions related to the Kings Row Landscape Maintenance District.

(Kings Row Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1269 Cor. Copy) ADOPTED AS RESOLUTION
R-288797

Resolution of Intention to levy and collect assessments
on the Kings Row Landscape Maintenance District.

Subitem-B: (R-97-1270) ADOPTED AS RESOLUTION R-288798

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-383

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-213:

SUBJECT: Two actions related to the La Jolla Village Drive Landscape Maintenance District.

(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1321) ADOPTED AS RESOLUTION R-288799

Resolution of Intention to levy and collect assessments on the La Jolla Village Drive Landscape Maintenance

District.

Subitem-B: (R-97-1322) ADOPTED AS RESOLUTION R-288800

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and the public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-397

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-214:

SUBJECT: Two actions related to the Linda Vista Road Landscape Maintenance District.

(Linda Vista Community Area. Districts-5 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1315) ADOPTED AS RESOLUTION R-288801

Resolution of Intention to levy and collect assessments on the Linda Vista Road Landscape Maintenance District.

Subitem-B: (R-97-1316) ADOPTED AS RESOLUTION R-288802

Approving the City Engineer's Report

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and the public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-363

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS

PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-215:

SUBJECT: Two actions related to the Mira Mesa Landscape Maintenance District.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1324) ADOPTED AS RESOLUTION R-288803

Resolution of Intention to levy and collect assessments on the Mira Mesa Landscape Maintenance District.

Subitem-B: (R-97-1325) ADOPTED AS RESOLUTION R-288804

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-404

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-216:

SUBJECT: Two actions related to the Mission Boulevard Landscape Maintenance District.

(Mission Beach Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1312) ADOPTED AS RESOLUTION R-288805

Resolution of Intention to levy and collect assessments on the Mission Boulevard Landscape Maintenance

District.

Subitem-B: (R-97-1313) ADOPTED AS RESOLUTION R-288806

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-398

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRANDFATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-217:

SUBJECT: Two actions related to the Mid-City Landscape
Maintenance District.

(Mid-City Community Area. Districts-2 & 3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1260) ADOPTED AS RESOLUTION R-288807

Resolution of Intention to levy and collect 1997-98
annual assessments on the Mid-City Landscape
Maintenance District.

Subitem-B: (R-97-1261) ADOPTED AS RESOLUTION R-288808

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public meeting
which should be scheduled for July 14, 1997 and the public
hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-388

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE
ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP
THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE
IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO
IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-218:

SUBJECT: Two actions related to the Miramar Ranch North Landscape Maintenance District.

(Miramar Ranch North Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1287 Cor. Copy) ADOPTED AS RESOLUTION
R-288809

Resolution of Intention to levy and collect assessments on the Miramar Ranch North Landscape Maintenance District.

Subitem-B: (R-97-1288) ADOPTED AS RESOLUTION R-288810

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-385

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRANDFATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-219:

SUBJECT: Two actions related to the Park Village Landscape Maintenance District.

(Rancho Penasquitos Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1281 Cor. Copy) ADOPTED AS RESOLUTION
R-288811

Resolution of Intention to levy and collect assessments
on the Park Village Landscape Maintenance District.

Subitem-B: (R-97-1282) ADOPTED AS RESOLUTION R-288812

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public hearing
which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-384

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE
ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP
THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE
IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO
IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS
PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND
INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY
GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE
SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT
THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT
SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS
BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE
LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND-FATHERED,
THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED
FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea,
Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,

McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-220: RETURNED TO THE CITY MANAGER

SUBJECT: Two actions related to the North Park Lighting and
 Landscape Maintenance District.

(North Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-)

Resolution of Intention to levy and collect assessments
on the North Park Lighting and Landscape Maintenance
District.

Subitem-B: (R-97-)

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public meeting
which should be scheduled for July 14, 1997 and public hearing
which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-378

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO RETURN THIS ITEM TO THE CITY
MANAGER AT HIS REQUEST. Second by Mathis. Passed by the
following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding -yea.

ITEM-221:

SUBJECT: Two actions related to the Otay International Center
 Landscape Maintenance District.

(Otay Mesa Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1334 Cor. Copy) ADOPTED AS RESOLUTION
R-288813

Resolution of Intention to levy and collect assessments
on the Otay International Center Landscape Maintenance
District.

Subitem-B: (R-97-1335) ADOPTED AS RESOLUTION R-288814

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public hearing
which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-399

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE
ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP
THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE
IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO
IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS
PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND
INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY
GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE
SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT
THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT
SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS
BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE

LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED,
THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED
FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea,
Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-222:

SUBJECT: Two actions related to the Penasquitos East Landscape
Maintenance District.

(Rancho Penasquitos Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1309) ADOPTED AS RESOLUTION R-288815

Resolution of Intention to levy and collect assessments
on the Penasquitos East Landscape Maintenance District.

Subitem-B: (R-97-1310) ADOPTED AS RESOLUTION R-288816

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public meeting
which should be scheduled for July 14, 1997 and public hearing
which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-389

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRANDFATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-223:

SUBJECT: Two actions related to the Rancho Bernardo Landscape Maintenance District.

(Rancho Bernardo Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1300) ADOPTED AS RESOLUTION R-288817

Resolution of intention to levy and collect assessments on the Rancho Bernardo Landscape Maintenance District.

Subitem-B: (R-97-1301) ADOPTED AS RESOLUTION R-288818

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting

which should be scheduled for July 14, 1997 and public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-400

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-224:

SUBJECT: Two actions related to the Sabre Springs Landscape Maintenance District.

(Sabre Springs Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1275 Cor. Copy) ADOPTED AS RESOLUTION
R-288819

Resolution of Intention to levy and collect assessments
on the Sabre Springs Landscape Maintenance District.

Subitem-B: (R-97-1276) ADOPTED AS RESOLUTION R-288820

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information
will be printed in full on the docket for the public hearing
which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-401

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES
OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING
ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK
LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE
BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT
LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE
ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP
THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE
IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO
IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS
PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND
INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY
GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE
SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT
THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT
SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS
BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE
LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED,
THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED
FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-225:

SUBJECT: Two actions related to the Scripps Miramar Ranch Landscape Maintenance District.

(Scripps-Miramar Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1341) ADOPTED AS RESOLUTION R-288821

Resolution of Intention to levy and collect assessments on the Scripps Miramar Ranch Landscape Maintenance District.

Subitem-B: (R-97-1342) ADOPTED AS RESOLUTION R-288822

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and the public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-356

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE

IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-226:

SUBJECT: Two actions related to the San Diego Street Light Maintenance District No. 1.
(City-Wide.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1337) ADOPTED AS RESOLUTION R-288823

Resolution of Intention to levy and collect 1997-98 annual assessments on Annex Territory on Station Village Lane and Gill Village Way, to be known as the "Mission Valley #3" Subdistrict; and to increase the assessments in certain subareas in the San Diego Street Light Maintenance District No. 1.

Subitem-B: (R-97-1338) ADOPTED AS RESOLUTION R-288824

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting

which should be scheduled for July 14, 1997 and the public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-390

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRANDFATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-227:

SUBJECT: Two actions related to the Tierrasanta Landscape Maintenance District.

(Tierrasanta Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1303) ADOPTED AS RESOLUTION R-288825

Resolution of Intention to levy and collect assessments
on the Tierrasanta Landscape Maintenance District.

Subitem-B: (R-97-1304) ADOPTED AS RESOLUTION R-288826

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public meeting which should be scheduled for July 14, 1997 and public hearing which should be scheduled for July 28, 1997.

FILE LOCATION: STRT-M-403

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRAND FATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-228:

SUBJECT: Two actions related to the Webster/Federal Boulevard Landscape Maintenance District.

(Webster Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1293 Cor. Copy) ADOPTED AS RESOLUTION
R-288827

Resolution of Intention to levy and collect assessments on the Webster/Federal Boulevard Landscape Maintenance District.

Subitem-B: (R-97-1294) ADOPTED AS RESOLUTION R-288828

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

See the 1472A page for supporting information. This information will be printed in full on the docket for the public hearing which should be scheduled for July 14, 1997.

FILE LOCATION: STRT-M-375

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTIONS; CHANGE THE DATES OF THE PUBLIC HEARINGS FOR ITEMS 202 THRU 228, EXCLUDING ITEM 220 WHICH WAS RETURNED TO THE CITY MANAGER, TO ONE WEEK LATER (JULY 22 AND AUGUST 5, 1997); AND SET THE DATE FOR THE BALLOTS TO GO OUT AS JUNE 20, 1997.

INCLUDE THAT THE COMMUNITY CAN SIGN OFF ON THE BALLOT LANGUAGE, AS REQUESTED BY MAYOR GOLDING.

DIRECT THE CITY MANAGER TO START WORKING NOW WITH THE ORGANIZATIONS IN THE LANDSCAPE MAINTENANCE DISTRICTS TO HELP THEM GET THE WORDING OUT TO THEIR MEMBERSHIP AND THE

IMPORTANCE OF PASSING THESE BALLOTS FOR THE LANDSCAPING SO IT DOES NOT DRY UP AND DIE.

DIRECT THE CITY MANAGER TO ACCEPT PRO AND/OR CON ARGUMENTS PREPARED BY PROPONENTS OR OPPONENTS IN THE COMMUNITIES AND INCLUDE THEM IN THE BALLOTS, AS SUGGESTED BY CITY ATTORNEY GWINN AND RECOMMENDED BY MAYOR GOLDING.

FOR THE TIERRASANTA LANDSCAPE MAINTENANCE DISTRICT, THE SINGLE FAMILY DWELLING UNIT ASSESSMENT SHALL BE CONTINUED AT THE SAME RATE AS USED THIS FISCAL YEAR, \$44.46. THE BALLOT SHOULD STATE THAT THIS LANDSCAPE MAINTENANCE DISTRICT HAS BEEN IN EXISTENCE SINCE 1973 AND, IF DOCUMENTS CAN BE LOCATED TO SHOW THAT TIERRASANTA SHOULD BE GRANDFATHERED, THAT THIS LANDSCAPE MAINTENANCE DISTRICT WILL BE EXEMPTED FROM THIS, AS REQUESTED BY COUNCIL MEMBER McCARTY.

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400:

(Continued from the meeting of June 3, 1997, Item 204, at Councilmember Stevens's request, to obtain EEO information to discuss with the City Manager.)

SUBJECT: Change Order No. 8 with APC/T&K Mechanical for the Metro Biosolids Center - Digester Complex.

(NAS Miramar. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1225) ADOPTED AS RESOLUTION R-288829

Approving Change Order No. 8, with APC/T&K Mechanical for the Metro Biosolids Center - Digester Complex, increasing the contract price by \$236,323;

Authorizing the expenditure of not to exceed \$236,323 from Fund No. 41509, CIP-42-911.4, Metro Biosolids Center, to provide additional construction for this change order, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit

in the City Treasury;

Authorizing the expenditure of not to exceed \$5,000,000 from Fund No. 41509, CIP-42-911.4, Metro Biosolids Center, to provide additional contingencies and related costs, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure under established contract funding phases are, or will be, on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

The Metro Biosolids Center is scheduled for completion during FY 98. Council Resolution No. R-285825 authorized the City Manager to execute a contract with the lowest responsible bidder for the Digester Complex construction package at Metro Biosolids Center, formerly the Fiesta Island Replacement Project/Northern Sludge Processing Facility (FIRP/NSPF). The bid was awarded to APC T&K on September 15, 1995. Change Order No. 8 compensates APC T&K for all costs necessary to provide riser casings, stems, mounting stands and appurtenances for eighteen above-ground valve actuators. Significant cost will be saved over the life of the facility by having the actuators more easily accessible for maintenance. The funds requested will cover Change Order No. 8, replenish the contingency depleted by previous change orders and fund future change orders. Future changes will provide for more motor operated valves and process sensors, a simplified gas blower system, improved pipe scaling monitoring and control, and increased corrosion protection. With this transfer of \$5,000,000, the total project-wide contingency will be 8.63 percent of the total construction contract value.

Aud. Cert. 9701144.

FILE LOCATION: CONT-APC/T&K Mechanical CONT FY97-1

COUNCIL ACTION: (Tape location: B011-111.)

CONSENT MOTION BY STALLINGS TO ADOPT. Second by Mathis.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S401: TRAILED TO TUESDAY, JUNE 10, 1997

SUBJECT: In the Matter of Enterprise Fund Transfers to the City's General Fund.

The purpose of today's hearing is to consider the City's current practice of fund transfers from the Enterprise Funds to the General Fund and, if necessary, take any appropriate action.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B011-111.)

Trailed to Tuesday, June 10, 1997, as requested by Mayor Golding.

ITEM-S402:

SUBJECT: Actions related to Compliance with Proposition 218.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1378 Cor. Copy) ADOPTED AS AMENDED AS
RESOLUTION R-288830

In the event any parcel owned by the City within the City limits is assessed for the special benefits the parcel receives, the City Manager is directed to pay the assessment levied against a City-owned parcel;

Directing the City Manager to vote, on behalf of the City, affirmatively on any ballot the City receives with a levy of any assessment on any City-owned parcel within the City's limits;

In the event that a majority protest exists in any of the City's districts and the proposed assessment cannot be made, the City Manager is directed not to expend General Fund revenues to augment or replace assessment district funds for maintenance services, except to a standard level of service as provided City-wide;

The City Manager is also directed not to expend any General Fund monies to augment or replace assessments levied but not paid for public property not owned by the City.

CITY MANAGER SUPPORTING INFORMATION:

Beginning in mid-June, property owners in many areas of the City will be asked to cast ballots on the levy of assessments for enhanced levels of maintenance, lighting and landscaping in their neighborhoods in an effort to comply with Proposition 218, a constitutional amendment passed by voters in November, 1996. The law has extensive provisions related to the formation of special districts, and a very aggressive compliance schedule. Even the compliance deadline is subject to interpretation and has ranged anywhere between the day following passage of the law, to July 1, 1997 to the actual deadline for enrollment of assessments or August 11, 1997. Key provisions of Proposition 218 that impact formation of districts and adoption of assessments include: Narrowing of services which can be included in assessments - Assessments may be levied for special benefit only, rather than general benefit. In the case of Landscape Maintenance and/or Lighting Districts, only the incremental costs between the standard level of service (\$.12 per square foot for maintenance of landscaped medians, \$25 per acre for maintenance of open space) and the enhanced level of service may be assessed on the property.

Apportionment of special benefit - The City is required to have a professional engineer estimate the amount of special benefit provided by the district and apportion it so that no property owner bears more than his proportionate share of the total cost based on his special benefit.

Noticing requirements - Owners of record are required to be noticed of time, date and place of public hearing related to their assessments. Further, notices are required to contain a ballot with instructions as to the procedure and potential effect of submitting the ballot.

Weighting of ballots - Ballots are weighted by the dollar amount of the assessment compared to the overall costs of the district. For example, a property owner with a \$10 assessment has a vote weighted ten times the weight of the vote of an owner with a \$1 assessment.

Majority Protest - A majority protest exists if, at the conclusion of the public hearing, more (weighted) ballots against the assessments have been received than ballots in favor of the assessment.

No exemptions of public properties - Under Proposition 218, all properties which receive special benefit from the enhanced services provided in the district are responsible for paying their proportional share of the costs of that special benefit.

Burden of proof - The burden of proof to establish the validity of the assessments falls on the levying agency, in this case the City. The City, as a property owner, will be balloted and assessed as other property owners. As the provider of standard levels of service (general benefit), the City has the option to provide additional services to districts if majority protests, but we have been advised against such actions, since the existing definition of general benefit may be altered and all districts invalidated. Further, any effort on the City's part to exempt or pay for assessments on public property owned by other public entities would likely be construed as non-compliant.

FILE LOCATION: STRT-M-352, M-356, M-363, M-375, M-377,
 M-378, M-379, M-381, M-383, M-384,
 M-385, M-386, M-388, M-389, M-390,
 M-392, M-393, M-395, M-397, M-398,
 M-399, M-400, M-401, M-403, M-404,
 M-405, M-407

COUNCIL ACTION: (Tape location: F186-H368.)

MOTION BY KEHOE TO ADOPT THE RESOLUTION AND CHANGE THE WORDING, AS REQUESTED BY COUNCIL MEMBER STALLINGS, TO READ THAT "IN THE EVENT A MAJORITY PROTEST EXISTS IN ANY OF THE CITY DISTRICTS AND THE PROPOSED ASSESSMENT CANNOT BE MADE, THE CITY MANAGER IS DIRECTED NOT TO AUGMENT OR REPLACE ASSESSMENT DISTRICT FUNDS FOR MAINTENANCE SERVICES. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:
 None.

ADJOURNMENT:

 The meeting was adjourned by Mayor Golding at 7:27 p.m. in honor of the memory of Doris McKinney as requested by Council Member Wear.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H423-433).